## UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS WACO DIVISION

CAMERON INTERNATIONAL	8	
CORPORATION,	§	
Plaintiff,	§ § 8	CIVIL ACTION NO. 6:20-cv-00125
V.	8	CIVIE 11011 110. 0.20 CV 00123
	8	
NITRO FLUIDS, L.L.C.,	§	JURY TRIAL REQUESTED
, ,	§	
Defendant.	§	
	§	
	§	

## JOINT CLAIM CONSTRUCTION STATEMENT

The parties submit the below Joint Claim Construction Statement in accord with the Court's Order Governing Proceedings (ECF No. 20).

#### A. Agreed-Upon Constructions

The parties have reached a general agreement that "fracturing tree" means "a tree having at least one valve that can control the flow of fracturing fluid during a fracturing operation," but the parties dispute whether this construction encompasses ordinary production trees.

### **B.** Disputed Claim Constructions

The disputed terms, including each party's proposed construction for each disputed term, are attached as Exhibit A.

#### DATED: October 10, 2020

/s/ *J. David Cabello* 

J. David Cabello Attorney-in-Charge J. David Cabello Texas Bar No. 03574500

James H. Hall

Texas Bar No. 24041040

Stephen D. Zinda

Texas Bar No. 24084147

CABELLO HALL ZINDA, PLLC 801 Travis Street, Suite 1610

Houston, TX 77002 Tel: 832-631-9990 Fax: 832-631-9991

Email: david@chzfirm.com Email: james@chzfirm.com Email: stephen@chzfirm.com

#### Attorneys for Defendant Nitro Fluids, LLC

Respectfully submitted,

By: /s/ John R. Keville

John R. Keville

Texas Bar No. 00794085 jkeville@winston.com

Merritt D. Westcott (*Pro Hac Vice*)

Texas Bar No. 24027091 mwestcott@winston.com William M. Logan

Texas Bar No. 24106214 wlogan@winston.com

Evan D. Lewis (*Pro Hac Vice*)

Texas Bar No. 24116670 edlewis@winston.com WINSTON & STRAWN LLP 800 Capitol Street, Suite 2400

Houston, Texas 77002 Telephone: (713) 651-2600 Facsimile: (713) 651-2700

ATTORNEYS FOR PLAINTIFF, CAMERON INTERNATIONAL **CORPORATION** 

# **CERTIFICATE OF SERVICE**

I hereby certify that on the 10th day of October, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

J. David Cabello david@chzfirm.com James H. Hall james@chzfirm.com Stephen D. Zinda stephen@chzfirm.com CABELLO HALL ZINDA, PLLC 801 Travis Street, Suite 1610 Houston, TX 77002

ATTORNEYS FOR DEFENDANT, NITRO FLUIDS L.L.C.

/s/ John R. Keville
John R. Keville